

RESOLUTION NO. _____, SERIES 2009

A RESOLUTION DETERMINING A PARCEL OF REAL PROPERTY LOCATED ON THE SOUTH SIDE OF INTERSTATE 64 AND ON THE EAST SIDE OF FOURTH STREET, OWNED BY THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT ("LOUISVILLE") AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS CONVEYANCE TO AL J. SCHNEIDER COMPANY.

Sponsored By: Councilman David Tandy

WHEREAS, pursuant to KRS 67C.101, Louisville may sell any property owned by Louisville; and

WHEREAS, Section 2(c) of Executive Order No.3, Series 2007 provides that Louisville may sell and convey surplus real estate upon a declaration by the Metro Council that such property is no longer needed for the governmental purposes of Louisville; and

WHEREAS, the property as described more particularly in Section I of this Resolution (the "Property") has never been dedicated by virtue of use, deed, ordinance or any other manner for a public or governmental use; and

WHEREAS, the Director of the Louisville/Jefferson County Economic Development Department has declared and certified in the Certificate attached hereto as Exhibit A, that the Property is surplus to the needs of Louisville; and

WHEREAS, Al J. Schneider Company has requested to purchase the Property in order to advance its comprehensive development plan; and

WHEREAS, the acquisition of the Property by Al J. Schneider Company will enable it to more fully develop property currently held by Al J. Schneider Company; and

WHEREAS, this Council finds that the development of Al J. Schneider Company property and the Property will assist and further the development of a significant area within the downtown area and is in furtherance of the public purposes of Louisville.

BE IT RESOLVED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT (THE COUNCIL) AS FOLLOWS:

SECTION I: The Council determines the Property, more particularly described as follows, is no longer needed to carry out the governmental functions of Louisville:

Being a tract of land lying on the south side of Interstate 64 and on the east side of Fourth Street in Metro Louisville, Kentucky, and being more particularly described as follows:

Beginning at a cross cut at the intersection of the south line of Interstate 64 with the east line of Fourth Street; thence with said south line South 85 degrees 52 minutes 41 seconds east 30.97 feet and with a curve to the left having a radius of 2929.79 feet, the cord of which measures South 87 degrees 43 minutes 53 seconds East 190.29 feet to a cross cut at its intersection with the south line of River Road; thence with said south line South 65 degrees 15 minutes 07 seconds East 64.73 feet and South 77 degrees 01 minute 52 seconds East 33.74 feet to its intersection with a line common to Tract 1 as shown on plat attached to and made a part of Deed Book 9340, Page 535 in the office of the Clerk of Jefferson County, Kentucky; thence with said common line South 08 degrees 48 minutes 23 seconds West 26.54 feet to its intersection with the north line of the tract conveyed to Al J. Schneider Company by deed of record in Deed Book 8182, Page 541 in the office aforesaid; thence with said north line North 70 degrees 32 minutes 26 seconds West 77.04 feet to a cross cut, South 88 degrees 31 minutes 43 seconds West 30.49 feet to a cross cut, and North 81 degrees 29 minutes 19 seconds West 210.10 feet to a cross cut at its intersection with the east line of Fourth Street aforesaid; thence with said east line North 08 degrees 48 minutes 46 seconds East 14.85 feet to the point of beginning, containing 0.184 acre and being Tract 2 as shown on plat attached to and made a part of deed of record in Deed Book 9340, Page 535 in the office of the Clerk of Jefferson County, Kentucky.

Being a portion of the property conveyed to Louisville/Jefferson County Metro Government, a Kentucky consolidated local government, by Deed dated June 19, 1940, of record in Deed Book 1763, Page 219, and by Deed dated June 21, 1940, of record in Deed Book 1765, Page 348, both in the office of the Clerk of Jefferson County, Kentucky.

SECTION II: The Mayor, through the Director of the Louisville/Jefferson County Economic Development Department is authorized to convey the Property, in the manner provided pursuant to Section 2 of Executive Order No.3, Series 2007, and for the purchase/sale price of \$1.00, to Al J. Schneider Company without further action by the Council.

SECTION III: This Resolution shall be effective upon its passage and approval.

Kathleen J. Herron
Metro Council Clerk

David W. Tandy
President of the Council

Jerry E. Abramson
Mayor

Approval Date

APPROVED AS TO FORM AND LEGALITY:

Michael J. O'Connell
Jefferson County Attorney

BY: _____

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Resolution I-64 & 4th St
I-64 Southside @ 4th St Eastside Surplus Res.ROC bkn,Wilmes Draft 1

4-7-09

EXHIBIT A
CERTIFICATE OF SURPLUS PROPERTY

The Director of Louisville/Jefferson County Economic Development Department has carefully reviewed the Louisville/Jefferson County Metro Government's need for the following property in the Administration of Louisville/Jefferson County Metro Government, and has determined that the following property is not needed or suitable for any specific municipal use:

Being a tract of land lying on the south side of Interstate 64 and on the east side of Fourth Street in Metro Louisville, Kentucky, and being more particularly described as follows:

Beginning at a cross cut at the intersection of the south line of Interstate 64 with the east line of Fourth Street; thence with said south line South 85 degrees 52 minutes 41 seconds east 30.97 feet and with a curve to the left having a radius of 2929.79 feet, the cord of which measures South 87 degrees 43 minutes 53 seconds East 190.29 feet to a cross cut at its intersection with the south line of River road; thence with said south line South 65 degrees 15 minutes 07 seconds East 64.73 feet and South 77 degrees 01 minute 52 seconds East 33.74 feet to its intersection with a line common to Tract 1 as shown on plat attached to and made a part of Deed Book 9340, Page 535 in the office of the Clerk of Jefferson County, Kentucky; thence with said common line South 08 degrees 48 minutes 23 seconds West 26.54 feet to its intersection with the north line of the tract conveyed to Al J. Schneider Company by deed of record in Deed Book 8182, Page 541 in the office aforesaid; thence with said north line North 70 degrees 32 minutes 26 seconds West 77.04 feet to a cross cut, South 88 degrees 31 minutes 43 seconds West 30.49 feet to a cross cut, and North 81 degrees 29 minutes 19 seconds West 210.10 feet to a cross cut at its intersection with the east line of Fourth Street aforesaid; thence with said east line North 08 degrees 48 minutes 46 seconds East 14.85 feet to the point of beginning, containing 0.184 acre and being Tract 2 as shown on plat attached to and made a part of deed of record in Deed Book 9340, Page 535 in the office of the Clerk of Jefferson County, Kentucky.

Being a portion of the property conveyed to Louisville/Jefferson County Metro Government, a Kentucky consolidated local government, by Deed dated June 19, 1940, of record in Deed Book 1763, Page 219, and by Deed dated June 21, 1940, of record in Deed Book 1765, Page 348, both in the office of the Clerk of Jefferson County, Kentucky.

BRUCE TRAUGHBER, DIRECTOR
LOUISVILLE/JEFFERSON COUNTY
ECONOMIC DEVELOPMENT DEPARTMENT